

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

FELIPE FERNANDEZ, on behalf of himself and  
all others similarly situated,

Plaintiff,

-against-

BUFFALO JACKSON TRADING CO., LLC,

Defendant.

Case No.: 1:24-cv-04878-JPC

**SECOND DECLARATION OF MARTIN  
S. KREZALEK IN SUPPORT OF  
DEFENDANT BUFFALO JACKSON  
TRADING CO., LLC'S MOTION TO  
DISMISS THE FIRST AMENDED  
COMPLAINT**

I, **MARTIN S. KREZALEK** hereby declare, pursuant to U.S.C. § 1746, that the  
following is true and correct:

1. I am a Partner at the law firm of Blank Rome LLP, counsel for Defendant Buffalo Jackson Trading Co., LLC ("Buffalo Jackson"), and as such I am fully familiar with the facts and circumstances described herein

2. I submit this Declaration in support of Buffalo Jackson's Motion to Dismiss the First Amended Complaint by Felipe Fernandez ("Plaintiff") (the "FAC," ECF No. 9), pursuant to Fed. R. Civ. P. 12(b) (1) and (6).

3. Attached at **Exhibit 12** is a true and correct copy of the following article: Jack Newsham, *One law firm brought hundreds of website accessibility cases. One of their clients says they 'beefed up' her disability in more than a dozen lawsuits*, BUSINESS INSIDER (August 6, 2021). The same article can also be found online at <https://www.businessinsider.com/blindness-web->

[accessibility-lawsuit-law-firm-flaws-screen-reader-ada-2021-8](#) although it requires a paid subscription to Business Insider.

Dated: November 22, 2024

/s/ Martin S. Krezalek

MARTIN S. KREZALEK